THE HON'BLE MR JUSTICE L. NARASIMHA REDDY

Writ Petition No.7004 of 2007

Dated 05-04-2007

Between:

V.Dasaradha Ramaiah

…Petitioner

And

The Member Secretary
A.P. State Council of Science and Technology,
Hyderabad.

…Respondents

THE HON'BLE MR JUSTICE L. NARASIMHA REDDY

Writ Petition No.7004 of 2007

ORDER:

The petitioner was awarded the contract of maintenance of lawn and other facilities at the Regional Science Center, Vijayawada, which is part of A.P. State Council of Science and Technology; through their work order dated 05-08-2005. The petitioner is entitled to be paid a sum of Rs.42,500/- under various heads. The contract is to be in force for a period of two years. The 2nd respondent addressed a letter dated 08-03-2007, informing that the petitioner would be discontinued from 07-03-2007. The same is challenged in this writ petition.

Heard the learned counsel for the petitioner and learned Standing counsel for the respondents.

It is true that the work order dated 05-08-2005 stipulated that the contract in favour of the petitioner shall be in force for a period of two years. However, a clause is added, to the effect that the contract can be terminated by either party, by giving one month's notice. It is in this context, that the 2nd respondent issued notice to the petitioner. Learned Standing Counsel submits that the necessity in issuing the notice of termination arose, on account of the fact that the very award of the contract, in favour of the petitioner, was not in accordance with the Rules in vogue. Hence, this Court is not inclined to interfere with the impugned notice.

The writ petition is accordingly dismissed. However, the petitioner is granted time till 30-04-2007. He shall be entitled to be paid the bill, for that period.

There shall be no order as to costs.

L. NARASIMHA REDDY, J.

Dt.05-04-2007.

Note:

C.C. by 09-04-2007.

(B/O) KO